

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MAYTRONICS, LTD.,

Plaintiff,

Case No. 2:23-cv-01406-JNW

v.

CHASING INNOVATION TECHNOLOGY
CO., LTD. and CHASING TECHNOLOGY
(USA), LLC,

Defendants.

STIPULATION FOR EXTENSION OF
TIME AND [PROPOSED] ORDER

NOTE ON MOTIONS CALENDAR:
November 15, 2023

STIPULATION

In accordance with Local Civil Rule 7(j), plaintiff Maytronics Ltd. (“Plaintiff” or “Maytronics”) and defendants Chasing Innovation Technology Co., Ltd. (“Chasing-China”) and Chasing Technology (USA), LLC (“Chasing-USA”) (collectively “Defendants” or “Chasing”) agree to an extension of time for Defendants to answer, respond, or otherwise defend against the complaint in the above-referenced action. Defendants have not yet appeared in this action, but they have authorized Plaintiff to file this stipulation on their behalf.

There is good cause for the stipulation. Chasing-China has agreed to waive service, and it is most efficient for both Defendants to answer, respond, or otherwise defend against

1 the complaint on the same schedule. See **Exhibit 1** (waiver form); Dkt. No. 9 (affidavit of
2 service of summons on Chasing-USA).

3 Accordingly, the parties request an order permitting Defendants to answer, respond, or
4 otherwise defend against the complaint by **January 16, 2024**; and the parties further request
5 an order extending the following case deadlines: Initial disclosures deadline to **December 6,**
6 **2023**; and Joint Status Report and Discovery Plan deadline to **December 13, 2023**.

8 IT IS SO STIPULATED

9 DATED this 15th day of November, 2023.

11 K&L GATES LLP

12 By s/ Christopher M. Wyant
13 Christopher M. Wyant, WSBA #35561
14 Shelby R. Stoner, WSBA # 52837
15 925 Fourth Avenue, Suite 2900
16 Seattle, WA 98104
17 Phone: (206) 623-7580
18 Fax: (206) 623-7022
19 chris.wyant@klgates.com
20 shelby.stoner@klgates.com

21 *Attorneys for Plaintiff Maytronics, Ltd.*

ORDER

Upon consideration of the Parties' Stipulated Motion for Extension, the Court finds that good cause exists to extend certain deadlines, and it is hereby ORDERED that the Motion is GRANTED.

It is FURTHER ORDERED that filing deadlines and the current case schedule will be modified as follows.

Event	Current Date	New Date
Responsive Pleading	October 12, 2023	January 16, 2024
Initial disclosures pursuant to Fed. R. Civ. P. 26(a)(1)	November 15, 2023	December 6, 2023
Joint Status Report and Discovery Plan as required by Fed. R. Civ. P. 26(f) and Local Civil Rule 26(f)	November 22, 2023	December 13, 2023

IT IS SO ORDERED.

DATED this _____ day of _____, 2023.

By:

JAMAL N. WHITEHEAD
U.S. District Judge

///

1 Presented by:

2 K&L GATES LLP

3 By s/ Christopher M. Wyant

Christopher M. Wyant, WSBA #35561

4 Shelby R. Stoner, WSBA # 52837

925 Fourth Avenue, Suite 2900

5 Seattle, WA 98104

Phone: (206) 623-7580

6 Fax: (206) 623-7022

Email: chris.wyant@klgates.com

7 shelby.stoner@klgates.com

8 Attorneys for Plaintiff Maytronics, Ltd.

EXHIBIT 1

UNITED STATES DISTRICT COURT

for the
Western District of Washington

MAYTRONICS, LTD.,

Plaintiff

v.

CHASING INNOVATION TECHNOLOGY CO., LTD.

Defendant

Civil Action No. 2:23-cv-01406

WAIVER OF THE SERVICE OF SUMMONS

To: Christopher Wyant, Jeffrey Gargagno, K&L Gates

(Name of the plaintiff's attorney or unrepresented plaintiff)

I have received your request to waive service of a summons in this action along with a copy of the complaint, two copies of this waiver form, and a prepaid means of returning one signed copy of the form to you.

I, or the entity I represent, agree to save the expense of serving a summons and complaint in this case.

I understand that I, or the entity I represent, will keep all defenses or objections to the lawsuit, the court's jurisdiction, and the venue of the action, but that I waive any objections to the absence of a summons or of service.

I also understand that I, or the entity I represent, must file and serve an answer or a motion under Rule 12 within 60 days from 10/16/2023, the date when this request was sent (or 90 days if it was sent outside the United States). If I fail to do so, a default judgment will be entered against me or the entity I represent.

Date: 11/09/2023

Chasing Innovation Technology Co., Ltd

Printed name of party waiving service of summons

/s/ Donald R. McPhail

Signature of the attorney or unrepresented party

Donald R. McPhail

Printed name

Oblon, McClelland, Maier & Neustadt LLC
1940 Duke Street
Alexandria, VA 22314

Address

dmcphail@oblon.com

E-mail address

(703) 412-1432

Telephone number

Duty to Avoid Unnecessary Expenses of Serving a Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain defendants to cooperate in saving unnecessary expenses of serving a summons and complaint. A defendant who is located in the United States and who fails to return a signed waiver of service requested by a plaintiff located in the United States will be required to pay the expenses of service, unless the defendant shows good cause for the failure.

"Good cause" does *not* include a belief that the lawsuit is groundless, or that it has been brought in an improper venue, or that the court has no jurisdiction over this matter or over the defendant or the defendant's property.

If the waiver is signed and returned, you can still make these and all other defenses and objections, but you cannot object to the absence of a summons or of service.

If you waive service, then you must, within the time specified on the waiver form, serve an answer or a motion under Rule 12 on the plaintiff and file a copy with the court. By signing and returning the waiver form, you are allowed more time to respond than if a summons had been served.